

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE, NORTH CAROLINA

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The telephone number for the United States Bankruptcy Court is (704) 350-7500

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In response to COVID-19, hearings scheduled before Judge J. Craig Whitley for January 25 - 29, 2021 will be held telephonically or virtually via ZoomGov. Below is the weekly calendar of hearings. Please see the daily calendars for the dial-in information for telephonic hearings, and the point of contact for the needed link, codes and dial-in information for virtual hearings.

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01/25/2021

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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

MONDAY, JANUARY 25, 2021

9:30 a.m. (Telephonic Hearings)

1)	7	Ben L. Cline, Jr. Becky B. Cline	16-31802	4th continued hearing on Motion of Nationstar Mortgage LLC d/b/a Mr. Cooper for Relief from Automatic Stay (91); Trustee's Response (92); Debtors' Response (96)
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GOUDES  
TAYLOR, TR.

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2)	7	Charlie B. Baucom	19-31267	Continued hearing on Trustee's Objection to Exemptions and Motion for Turnover (97); Debtor's Response (100)
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JOHNSON  
CULP. TR.

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3)	7	H&M Construction Solutions, Inc.	20-31030	Court Order for Debtor to Appear and Show Cause [ for failure to timely file the required schedules, statements and other documents] (14/1)
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HENDERSON  
HAYES, TR.

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01/26/2021

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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

TUESDAY, JANUARY 26, 2021

9:30 a.m. (Telephonic hearings)

- |    |                                    |          |  |
|----|------------------------------------|----------|--|
| 1) | 11 C.B. Honeycutt Grading,<br>Inc. | 20-30658 | Continued hearing on Debtor's<br>Objection to Claim of James River<br>Equipment (249); Response of James<br>River Equipment Virginia, LLC d/b/a<br>James River Equipment (292) |
|----|------------------------------------|----------|--|

DIMATTEO / WOODMAN  
BROWN, TR.  
ROBERTSON

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- |    |  |                               |  |
|----|--|-------------------------------|--|
| 2) | Adv Avivar Hospitality,<br>LLC<br>v.<br>Access Point Financial,<br>LLC | 20-3066<br>Ch. 11<br>20-30789 | 2nd continued hearing on Plaintiff's<br>Motion for Summary Judgment (2);<br>Response of Defendant Access Point<br>Financial in Opposition to Plaintiff's<br>Motion (8) |
|----|--|-------------------------------|--|

WRIGHT  
ESSER / FAJGENBAUM

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3) 11 Avivar Hospitality, LLC 20-30789

3rd continued hearing for Final Hearing on the Motion of Access Point Financial, Inc. for Adequate Protection or, in the Alternative, Relief From Stay, Including the Application of 11 USC 362 (e) (83/49); Debtor's Response (61); Response of American Lending Center (62); Reply of Access Point Financial, Inc. in Support of Motion (106)

3rd continued hearing on Motion of Live Oak Banking Company to Determine Secured Status in Deposit Accounts (60); Debtor's Response (85); Amendment to Live Oak Banking Company's Motion (92)

2nd continued hearing on Debtor's Motion to Extend Automatic Stay or for Injunctive Relief (88); Objection of Access Point Financial (109)

Continued hearing on Disclosure Statement (100/98)

2nd continued hearing on Motion of American Lending Center for Adequate Protection or, in the Alternative, Relief From Stay (104) Debtor's Objection (121); Limited Objection of Live Oak Banking Company (122); Substitution of Access Point Financial, LLC as Party in Interest to American Lending Center's Motion (137); Debtor's Memorandum in Opposition to the Motion (141)

Hearing on Debtor's Motion to Extend Exclusivity (139)

BROWN/WRIGHT  
PETTIT  
ESSER  
T. GARDNER

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01/28/2021

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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
CHARLOTTE DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

THURSDAY, JANUARY 28, 2021

9:30 a.m. (Zoomgov Hearing)

11	Aldrich Pump, LLC	20-30608	Hearing on Joint Motion of the Debtors and Future Claimants' Representative for an Order (I) Establishing a Bar Date for Certain Known Asbestos Claims, (II) Approving Proof of Claim Form, (III) Approving Personal Injury Questionnaire, (IV) Approving Notice to Claimants, and (V) Granting Related Relief (471); Objection of the Committee (502)
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Hearing on Motion of the Committee to Continue Hearing on the Joint Motion of the Debtors and the Future Claimants' Representative for an Order (I) Establishing a Bar Date for Certain Known Asbestos Claims, (II) Approving Proof of Claim Form, (III) Approving Personal Injury Questionnaire, (IV) Approving Notice to Claimants, and (V) Granting Related Relief (493/471)

MILLER  
THOMPSON

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01/29/2021

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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NORTH CAROLINA  
SHELBY DIVISION

THE HONORABLE J. CRAIG WHITLEY, PRESIDING

FRIDAY, JANUARY 29, 2021

*Steven G. Tate, Trustee*

9:30 a.m. (Telephonic Hearings)

- |    |    |   |          |   |
|----|----|---|----------|---|
| 1) | 13 | Kirk D. Stephens                          | 18-40064 | Hearing on Trustee's Motion to Dismiss Case (34)  |
|    |    | WOOD                                      |          |   |
|    |    | -----                                     |          |   |
| 2) | 13 | Howard S. Inman, Jr.<br>Patricia M. Inman | 18-40221 | Hearing on Trustee's Motion to Dismiss Case (37)  |
|    |    | SIGMON                                    |          |   |
|    |    | -----                                     |          |   |
| 3) | 13 | Sharon L. Illenye                         | 18-40300 | Hearing on Trustee's Motion to Dismiss Case (37)  |
|    |    | MOORE                                     |          |   |
|    |    | -----                                     |          |   |
| 4) | 13 | Stephen A. Hooks<br>Madge T. Hooks        | 19-40373 | 2nd continued hearing on Motion of M&T Bank for Relief from Stay (27); Debtors' Response (28) |
|    |    | GROFF<br>BROWN                            |          |   |
|    |    | -----                                     |          |   |

- 5) 13 Timothy B. Holman 20-40029 Continued hearing on Trustee's  
Olga D. Holman Motion to Dismiss Case (37)
- CUMMINGS
- 
- 6) 13 Willie Mae Parks 20-40219 Hearing on Amended Objection of D.  
Dobbins Lattimore and Mary A.  
Lattimore to Confirmation of Debtor's  
Plan and, in the Alternative, for Relief  
from Stay (11 /9); Plan (2); Debtor's  
Response (14)
- BULL  
BUNDA
- 
- 7) 13 Patience L. Rendleman 18-40110 Hearing on Trustee's Motion to  
Dismiss Case (48)
- Y. TAYLOR
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- 8) 13 Rodney L. Parker 20-40196 Hearing on Debtors' Motion to  
Glinda M. Parker Approve the Insurance Settlement  
*Nunc Pro Tunc* and Amend Schedules  
A/B and C (20)
- Y. TAYLOR
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- 9) 13 Terry S. Freeman 18-40276 Continued hearing on Trustee's  
Kimberly M. Freeman Motion to Dismiss Case (40)
- Continued hearing on Debtors' Motion  
for Plan Payment Moratorium and for  
Hearing to Review Status of Plan (41);  
Trustee's Response (42)
- WILLCOX
- 
- 10) 13 Charlese R. Kincaid 20-40199 Hearing on Trustee's Motion to  
Dismiss (10)
- WILLCOX
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11)	13	Theresa W. Utt	19-40468	2nd continued hearing on Trustee's Motion to Dismiss Case (27)
				Continued hearing on Debtor's Motion to Modify Plan (32); Trustee's Response (34)
		MCKEE		
		-----		
12)	13	Michael S. Stevenson	20-40036	Hearing on Trustee's Motion to Dismiss Case (25)
		MCKEE		
		-----		
13)	13	Billie J. Wells	18-40435	Hearing on Trustee's Motion to Dismiss Case (56)
		HAY		
		-----		
14)	13	Shannon H. Raines	20-40211	Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (7/2)
		HAY		
		-----		
15)	13	Josephine J. Mitchell	18-40262	Hearing on Trustee's Motion to Dismiss Case (27)
		FARMER		
		-----		
16)	13	Dale S. Roberson Lois E. Roberson	19-40051	Hearing on Trustee's Motion to Dismiss Case (34)
		FARMER		
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17)	13	Paul D. Anderson, Jr. Jennifer S. Anderson	19-40278	5th continued hearing on Trustee's Motion to Dismiss Case (41)
		FARMER		Status hearing regarding Order Granting Motion for Moratorium (53)
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18)	13	Kevin L. Roberts	19-40295	3rd continued hearing on Trustee's Motion for Turnover of Funds (32)
		FARMER		Hearing on Trustee's Motion to Dismiss Case (39)
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19)	13	Lawrence E. Jury Chris D. Jury	19-40386	Hearing on Trustee's Motion to Dismiss Case (29)
		FARMER		
		-----		
20)	13	Robert S. Griffith Pamela S. Griffith	20-40081	Hearing on Trustee's Motion to Dismiss or to Modify Plan and Motion for Review (38)
		FARMER		
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21)	13	Shawn B. Roberts	18-40342	Hearing on Debtor's Motion to Withdraw Funds from Retirement, to Pay All Claims in Full and to Complete Chapter 13 Plan Early (31)
		PLANER		
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22)	13	William T. Tallent Margaret N. Tallent	19-40133	Hearing on Trustee's Motion to Dismiss Case (58)
				Hearing on Debtors' Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (63)
		PLANER		
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23)	13	Kierra S. Darby	19-40345	Hearing on Debtor's Motion to Approve Insurance Settlement and Allow Debtor to Use Insurance Proceeds to Repair Vehicle (33); Trustee's response (34)
		PLANER		
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24)	13	Debra P. Goforth	19-40354	Hearing on Debtor's Motion to Amend Schedules, Amend Exemptions and Authority to Withdraw 401k Funds (41)
		PLANER		
		-----		
25)	13	Kenneth W. Harlow, Jr.	19-40441	Continued hearing on Trustee's Motion to Dismiss Case (47)
		PLANER		
		-----		
26)	13	John S. Brooks	19-40447	Continued hearing on Trustee's Motion to Dismiss Case (39)
		PLANER		
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27)	13	Gene A. Littlejohn Lexie B. Littlejohn	20-40138	Hearing on Debtors' Motion to Modify Plan (16); Trustee's Response (18)
		PLANER		
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28)	13	Vicente Garcia	16-40401	Continued hearing on Debtor's Motion for Sanctions to Compel Accounting and to Provide Accurate Payoff (76); Response of Shellpoint Mortgage Servicing on behalf of Wells Fargo Bank (85)
		W. S. GARDNER KEENAN		
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29)	13	Bonita B. Smith	18-40209	Hearing on Trustee's Motion to Dismiss Case (37)
		W. S. GARDNER		
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30)	13	Angela H. Brown	18-40293	Hearing on Trustee's Motion to Dismiss Case (48)
		W. S. GARDNER		
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31)	13	Gennie E. Thackerson	18-40401	Continued hearing on Trustee's Motion to Dismiss Case (41)
				Continued hearing on Debtor's Motion for Plan Payment Moratorium and for Hearing to Review Status of Plan (43); Trustee's Response (47)
		W. S. GARDNER		
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32)	13	Desiree L. Harris	19-40466	Hearing on Debtor's Motion to Terminate the LMM Program (39); Trustee's Response 40)
		W. S. GARDNER		
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33)	13	Doris B. Clary	20-40043	Continued hearing on Trustee's Motion to Dismiss Case or to Modify Plan (44); Trustee's Order (46)
		W. S. GARDNER		
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34)	13	Anthony K. Maness Gina B. Maness	20-40177	Hearing on Debtors' Objection to Claim of RNS Servicing, LLC (27); Trustee's Response (30)Response of RNS Servicing, LLC (31)
		W. S. GARDNER WINFREE		
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35)	13	Greg L. Hunt	20-40193	Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (19); Amended Plan (17/10)
		W. S. GARDNER		
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36)	13	Linda S. Denny	20-40197	Hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (16); Amended Plan (14 / 8)
		W. S. GARDNER		Hearing on Trustee's Motion to Dismiss Case (17)
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37)	13	Sherry Logan	17-40076	Hearing on Debtor's Motion to Set Aside Trustee and Court's Order Dismissing Case (55); Order (52); Trustee's Response (56)
		LUTZ		
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38)	13	Lori B. Bryant	17-40328	Hearing on Trustee's Motion to Dismiss Case (26)
		LUTZ		
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39)	13	Betty L. Johnson	17-40381	Hearing on Trustee's Motion to Dismiss Case (24)
		LUTZ		
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40)	13	Kerry A. Rice	18-40007	Hearing on Debtor's Amended Motion to Modify (28 / 26); Trustee's Response (27)
		LUTZ		
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41)	13	Robert D. Randall, Jr.	18-40060	Continued hearing on Trustee's Motion to Dismiss Case (44)
		LUTZ		
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42)	13	Kelton S. Whisnant Sherry H. Whisnant	18-40272	Hearing on Trustee's Motion to Dismiss Case (39)
		LUTZ		
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43)	13	Michael J. Mintz	19-40001	Continued hearing on Trustee's Motion to Dismiss Case (38)
		LUTZ		
		-----		
44)	13	Kimberly S. Ornelas	19-40168	Hearing on Trustee's Motion to Dismiss Case (33)
		LUTZ		
		-----		
45)	13	Donald G. Conner Diane M. Conner	19-40248	Hearing on Trustee's Motion to Dismiss Case (21)
		LUTZ		
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46)	13	Wyshena L. Rankin	19-40349	Hearing on Debtor's Motion to Modify (30); Trustee's response (33)
		LUTZ		
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47)	13	Rochelle M. Avant	20-40023	Hearing on Trustee's Motion to Dismiss Case (34)
		LUTZ		
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48)	13	Michael L. Sacosky, Jr. Jenny L. Sacosky	20-40048	Continued hearing on Trustee's Motion to Dismiss Case (32)
		LUTZ		
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49)	13	Gregory L. Branch	20-40131	Hearing on Trustee's Motion to Dismiss Case (13)
		LUTZ		
		-----		
50)	13	Monteir D. Williams	20-40184	Continued hearing on Trustee's Objection to Confirmation of Plan; Motion to Dismiss (19); Plan (17/2)
		LUTZ		
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51)	13	Brenda P. Conard	20-40189	Hearing on Motion of 21stMortgage Corporation for Relief from the Automatic Stay, Relief from Co-Debtor Stay and, in the Alternative, for Adequate Protection (12); Debtor's Response (13)
		LUTZ		
		HASKELL		
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52)	13	Travis L. Goble Melissa S. Goble	20-40205	Hearing on Trustee's Motion to Dismiss Case (13)
		LUTZ		
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53)	13	Whyshena L. Davis	20-40240	Court Order for Debtor to Appear and Show Cause [for bad faith filing] (8)
		LUTZ		
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54) 13 Ethel M. Hambright 18-40449 Hearing on Trustee's Motion to  
Dismiss Case (58)  
PRO SE

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55) 13 Toni C. Potts 20-40038 Hearing on Trustee's Motion to  
Dismiss Case (38)  
PRO SE

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56) 13 Bradley N. Duke 20-40236 Continued Court Order for Debtor to  
Appear and Show Cause for Dismissal  
of Case [for prior filings] (10)

Court Order for Debtor to Appear and  
Show Cause [for failure to timely file  
the required schedules, statements  
and other documents] (17)

Hearing on Trustee's Motion to  
Dismiss Case (23)

PRO SE

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10:30 a.m.

57) 7 Clinton E. Epley 19-40135 Court Order for Debtor to Appear and Show Cause [for failure to timely file the required schedules, statements and other documents] (54)

W. S. GARDNER  
STALZER, TR.

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58) Adv HMBC Inc. d/b/a 20-4002 Continued hearing on Defendants' Motion to Dismiss Plaintiff's Complaint (8)  
American Restoration  
v. Ch. 7  
20-40080  
Lawrence E. Wyatt and  
Mandy T. Wyatt

W. S. GARDNER  
PRO SE - Defendants

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***NO COURT***

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**HONORABLE J. CRAIG WHITLEY**

**THERE ARE NO HEARINGS SCHEDULED FOR  
JANUARY 27, 2021**

**SCHEDULE CHANGES OCCUR DAILY;  
PLEASE REFER TO ANY FILED NOTICES,  
OR ADVISE THE COURT IF THERE IS A NEED  
FOR A SPECIAL HEARING DATE.**